

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1368 be amended to read as follows:

- 1 Page 8, line 30, delete "designated employee of the agent or a".
- 2 Page 12, line 1, delete "and".
- 3 Page 12, line 2, delete "officer, designated employee of the
- 4 municipality or" and insert "**officer:**".
- 5 Page 12, delete line 3.
- 6 Page 12, line 9, delete "officer or the designated" and insert
- 7 "**officer,**".
- 8 Page 12, line 10, delete "employee,".
- 9 Page 12, line 12, delete "conditions." and insert "**conditions; and**
- 10 **(7) a notice of the ordinance violation may be contested**
- 11 **according to certain procedures that permit the owner that**
- 12 **has received the notice of ordinance violation to:**
- 13 **(A) request a hearing, within twenty-five (25) days after**
- 14 **the mailing of the notice of the ordinance violation, by:**
- 15 **(i) mailing a request in writing; or**
- 16 **(ii) appearing during regular office hours of the county**
- 17 **or municipality, either in person or by an authorized**
- 18 **agent of the owner;**
- 19 **(B) have the matter scheduled for a hearing before a court**
- 20 **or a hearing officer designated by the municipality or**
- 21 **county at a date, time, and place of which the owner will be**
- 22 **notified in a writing sent by first class mail to the owner;**
- 23 **(C) attend an informal hearing on the ordinance violation;**
- 24 **and**

1 **(D) appeal an adverse ruling in a proceeding at which the**
2 **ordinance violation shall be heard and decided de novo."**

3 Page 15, line 3, delete "designated employee of the agent or".

4 Page 15, line 14, after "if" insert "**a hearing has not been**
5 **requested under the procedures described in section 9(7) of this**
6 **chapter or"**.

(Reference is to HB 1368 as printed February 15, 2013.)

Representative Soliday